

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON STATE ADMINISTRATION**

**Call to Order:** By Chairman Dennis Himmelberger, on January 26, 2007 at 10:00 A.M., in Room 455 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Dennis Himmelberger, Chairman (R)  
Rep. Duane Ankney, Vice Chairman (R)  
Rep. Hal Jacobson, Vice Chairman (D)  
Rep. Debby Barrett (R)  
Rep. Gary Branae (D)  
Rep. Mary Caferro (D)  
Rep. Sue Dickenson (D)  
Rep. Gordon R. Hendrick (R)  
Rep. Teresa K. Henry (D)  
Rep. Pat Ingraham (R)  
Rep. William J. Jones (R)  
Rep. Bruce Malcolm (R)  
Rep. Walter McNutt (R)  
Rep. Alan Olson (R)  
Rep. Mike Phillips (D)  
Rep. Franke Wilmer (D)

**Members Excused:** Rep. Scott Sales  
Rep. Veronica Small-Eastman

**Members Absent:** None

**Staff Present:** Dee Barfknecht, Committee Secretary  
Sheri Heffelfinger, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Executive Action: HB 221, HB 293, HB 281  
HB 317, HB 225, HB 238

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**EXECUTIVE ACTION ON HB 221**

00:02:45 **Motion:** Rep. Jones moved that **HB 221 DO PASS.**

**Discussion:**

00:03:00 Rep. Branae

00:03:44 Rep. Wilmer

00:05:07 Rep. Jacobson

00:06:41 **Substitute Motion/Vote:** Rep. Olson made a substitute motion that **HB 221 BE TABLED.** Substitute motion carried unanimously by voice vote. Reps. Sales and Small-Eastman voted by proxy.

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**EXECUTIVE ACTION ON HB 293**

00:07:49 **Motion:** Rep. Ankney moved that **HB 293 DO PASS.**

**Discussion:**

00:08:05 Rep. Wilmer

00:09:01 Rep. Ankney

00:09:44 Rep. Olson

00:10:12 Rep. Dickenson

00:11:36 Rep. Jones

00:12:37 Rep. Ingraham

00:13:35 Rep. Malcolm

00:14:13 Rep. Phillips

00:14:36 Chairman Himmelberger

00:14:50 Rep. Phillips

00:15:11 Chairman Himmelberger

00:15:47 Rep. Phillips

00:15:52 Chairman Himmelberger

00:16:38 Rep. Phillips

00:16:47 Chairman Himmelberger

00:17:10 Rep. Olson

00:17:48 **Vote:** Motion carried by roll call vote, 11-7. Reps. Jacobson, Branae, Caferro, Dickenson, Henry, Small-Eastman and Wilmer voted no. Reps. Sales and Small-Eastman voted by proxy.

**EXECUTIVE ACTION ON HB 281**

00:19:53 **Motion:** Rep. Ankney moved that **HB 281 DO PASS.**

00:20:20 **Motion:** Rep. Ankney moved that **HB 281 BE AMENDED.**  
**EXHIBIT**(sth18a01)

**Discussion:**

00:21:30 Sheri Heffelfinger  
00:23:02 Rep. Caferro  
00:23:07 Ms. Heffelfinger  
00:25:41 Rep. Ingraham

00:26:47 **Vote:** Motion that **HB 281 BE AMENDED**, Exhibit 1, carried by voice vote, 14-4. Reps. Jacobson, Henry, Phillips and Caferro voted no. Reps. Sales and Small-Eastman voted by proxy.

00:27:47 **Motion:** Rep. Ankney moved that **HB 281 BE AMENDED.**  
**EXHIBIT**(sth18a02)

**Discussion:**

00:29:53 Ms. Heffelfinger

00:29:56 **Vote:** Motion that **HB 281 BE AMENDED**, Exhibit 2, carried by voice vote, 17-1. Rep. Barrett voted no. Reps. Sales and Small-Eastman voted by proxy.

00:31:08 **Motion:** Rep. Ankney moved that **HB 281 DO PASS AS AMENDED.**

**Discussion:**

00:31:19 Rep. Dickenson  
00:32:02 Rep. Ankney  
00:33:01 Rep. McNutt  
00:33:59 Rep. Phillips  
00:34:21 Rep. Jacobson

00:34:48 **Vote:** Motion that **HB 281 DO PASS AS AMENDED**, carried by roll call vote, 10-8. Reps. Jacobson, Branae, Caferro, Dickenson, Henry, Phillips, Small-Eastman and Wilmer voted no. Reps. Sales and Small-Eastman voted by proxy.

**EXECUTIVE ACTION ON HB 317**

00:36:29 **Motion:** Rep. Ankney moved that **HB 317 DO PASS.**

**Discussion:**

00:36:46 Rep. Phillips

00:37:04 Rep. Jones

00:37:37 Chairman Himmelberger

00:38:51 **Vote:** Motion carried by roll call vote, 10-8. Reps. Jacobson, Branae, Caferro, Dickenson, Henry, Phillips, Small-Eastman and Wilmer voted no. Reps. Sales and Small-Eastman voted by proxy.

**EXECUTIVE ACTION ON HB 225**

00:40:36 **Motion:** Rep. Ankney moved that **HB 225 DO PASS.**

00:40:55 **Motion:** Rep. Ankney moved that **HB 225 BE AMENDED.**  
**EXHIBIT**(sth18a03)

**Discussion:**

00:41:19 Ms. Himmelberger

00:42:33 **Vote:** Motion that **HB 225 BE AMENDED** carried unanimously by voice vote. Reps. Sales and Small-Eastman voted by proxy.

00:43:15 **Motion:** Rep. Ankney moved that **HB 225 DO PASS AS AMENDED.**

**Discussion:**

00:43:50 Rep. Jacobson

00:44:17 Rep. Ankney

00:44:35 Ms. Heffelfinger

00:44:45 **Vote:** Motion carried by roll call vote, 10-8. Reps. Jacobson, Branae, Caferro, Dickenson, Henry, Phillips, Small-Eastman and Wilmer voted no. Reps. Sales and Small-Eastman voted by proxy.

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**EXECUTIVE ACTION ON HB 238**

00:46:56 **Motion:** Rep. Phillips moved that **HB 238 DO PASS.**

00:47:27 **Motion:** Rep. Phillips moved that **HB 238 BE AMENDED.**  
**EXHIBIT**(sth18a04)

**Discussion:**

00:48:04 Ms. Himmelberger  
00:49:51 Rep. Barrett  
00:50:42 Chairman Himmelberger  
00:51:02 Rep. Olson  
00:51:43 Rep. Dickenson

00:52:30 **Vote:** Motion that **HB 238 BE AMENDED** carried  
unanimously by roll call vote 18-0. Reps. Sales and  
Small-Eastman voted by proxy.

00:53:15 **Motion:** Rep. Phillips moved that **HB 238 DO PASS AS**  
**AMENDED.**

**Discussion:**

00:54:09 Rep. Ankney  
00:56:08 Rep. Jacobson  
00:57:33 Rep. Phillips  
00:57:40 Rep. Jacobson  
00:58:46 Rep. Wilmer  
00:59:25 Rep. Ankney  
01:01:24 Chairman Himmelberger  
01:01:33 Rep. Phillips  
01:02:49 Rep. Ingraham  
01:04:32 Rep. Dickenson  
01:07:32 Rep. Branae  
01:07:41 Rep. Phillips

01:07:52 **Vote:** The motion that **HB 238 DO PASS AS AMENDED** failed  
by roll call vote, 8-10. Reps. Jacobson, Branae,  
Caferro, Dickenson, Henry, Phillips, Small-Eastman and  
Wilmer voted aye. Reps. Sales and Small-Eastman voted  
by proxy.

01:09:16 **Motion/Vote:** Rep. Ankney moved that **HB 238 BE**  
**TABLED.** The motion carried by voice vote 10-8. Reps.  
Jacobson, Branae, Caferro, Dickenson, Henry, Phillips,  
Small-Eastman and Wilmer voted no. Reps. Sales and  
Small-Eastman voted by proxy.

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**ADJOURNMENT**

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01:10:51 Adjournment

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REP. DENNIS HIMMELBERGER, Chairman

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DEE BARFKNECHT, Secretary

DH/db

Additional Exhibits:

**EXHIBIT ([sth18aad.pdf](#))**